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Attorneys for Defendants
C. R. Bard, Inc. and
Bard Peripheral Vascular, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

IN RE: Bard IVC Filters Products Liability
Litigation,

No. 2:15-MD-02641-DGC

**DEFENDANTS' NOTICE OF
LODGING UNDER SEAL CERTAIN
EXHIBITS IN SUPPORT OF
BARD'S MOTION FOR SUMMARY
JUDGMENT AS TO PLAINTIFF
CAROL KRUSE'S CLAIMS**

CAROL KRUSE, an individual,

(Assigned to the Honorable David G.
Campbell)

Plaintiff,

v.

C. R. BARD, INC., a New Jersey
corporation and BARD PERIPHERAL
VASCULAR, INC., an Arizona
corporation,

Defendants.

Defendants C. R. Bard, Inc. and Bard Peripheral Vascular, Inc. (collectively “Bard”), pursuant to the Stipulated Protective Order (Doc. 269) and Local Civil Rule 5.6, file this Notice of Lodging Under Seal certain exhibits attached in support of Bard’s Motion for Summary Judgment as to Plaintiff Carol Kruse’s Claims. These exhibits—as well as portions of Bard’s Separate Statement of Facts that quote, reference, or characterize them (which Bard is lodging in redacted form)—contain Plaintiff’s personal healthcare information that is protected under HIPAA and confidential under the Stipulated Protective Order. Defendants have notified Plaintiff of their intent to file this Notice of Lodging. Because the documents lodged under seal and materials lodged redacted only relate to Plaintiff’s personal healthcare information, Defendants note that it is Plaintiff’s burden to file a motion to seal. A list of the exhibits lodged under seal, and a list of materials lodged redacted, are attached hereto as Exhibit A.

RESPECTFULLY SUBMITTED this 28th day of August, 2017.

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**Attorneys for Defendants C. R. Bard, Inc. and
 Bard Peripheral Vascular, Inc.**

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of August 2017, the foregoing was electronically filed with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to all attorneys of record.

s/Richard B. North, Jr.
Richard B. North, Jr.

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EXHIBIT A

DOCUMENTS LODGED UNDER SEAL

Defendants request they be permitted to lodge under seal the following documents in support of their Motion for Summary Judgment as to Plaintiff Carol Kruse's Claims:

Exhibit A: Excerpts of Plaintiff Carol Kruse's Fourth Supplemental Plaintiff Fact Sheet

Exhibit C: Selected Medical Records of Plaintiff Carol Kruse

Exhibit D: Excerpts from April 4, 2017 Deposition of Dr. Shanon Smith

Exhibit E: Excerpts from February 20, 2017 Deposition of Plaintiff Carol Kruse

Exhibit F: Excerpts from July 21, 2017 Deposition of Dr. Darren Hurst

DOCUMENTS PROPOSED TO BE LODGED REDACTED

Defendants request they be permitted to lodge redacted portions of the following documents:

Defendant's Separate Statement of Facts in Support of Motion for Summary Judgment as to Plaintiff Carol Kruse's Claims